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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 09/450,412 | 11/29/1999 | SEIICHI ISOGUCHI | KOT-0002 | 7595 |
| 23413 | 7590 | 02/12/2004 | EXAMINER | |
| CANTOR COLBURN, LLP 55 GRIFFIN ROAD SOUTH BLOOMFIELD, CT 06002 | | | TRAN, DOUGLAS Q | |
| | | | ART UNIT | PAPER NUMBER |

2624

DATE MAILED: 02/12/2004

7.

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.

09/450,412

Applicant(s)

ISOGUCHI ET AL.

Examiner

Douglas Q. Tran

Art Unit

2624

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 28 January 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
- ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: none.Claim(s) objected to: none.Claim(s) rejected: 5-9.

Claim(s) withdrawn from consideration: _____.

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____.
10. ☐ Other: _____


GABRIEL GARCIA
PRIMARY EXAMINER

Continuation of 5. does NOT place the application in condition for allowance because: The Applicant's arguments do not overcome the rejections because the cited prior art fully discloses the claimed invention. Aoyagi discloses an operating device (206 in fig. 18) to receive the identification information of a customer (identification information of a customer from either a camera 1800 or any computer from the communication line 1801, because the 206 connects to a plurality of source device and the image document always contains the identification information of original source device) and to input relevant information which includes at least one of color, hue, chroma, brightness, sharpness, and hardness (fig. 9 with the setting feature for setting the color balance), as preference of the customer about finishing of a color image print; a memory device (102 in fig. 18) to memorize the relevant information paired with the identification information, inputted by the operating device (206 in fig. 18); an order receiving device (101 in fig. 18) to receive the identification information, color image data to be printed, and print producing information which contains at least one of print size and print quantity, from the customer (in fig. 9 show the setting size and quantity setting to the image data for printing, thus the print producing information contains at least one of print size and print quantity); a controller (303 and 313 in fig. 3) to obtain the relevant information from the memory device (102 in fig. 18), by using the id information received by the order receiving device (col. 17, lines 59-64 and col. 18, lines 31-40: since the image document, which is edited from the operating device 206 in fig. 18, includes a plurality of image data or photographs from camera 1800 or from communication line 1801. Therefore, the controller would processing the edited image document corresponding to the information of the setting and the original source (i.e., identification information of the customer) such as a camera or one of the computers via the communication line); and Suzuki also teaches the well known in the prior art such that a memory device (RAM in fig. 9) to memorize the relevant information (col. 4, lines 38-50: the relevant information includes the setting color and the hue) paired with the identification information of a customer (col. 5, lines 10-17), inputted by the operating device (fig. 5) (col. 5, lines 26-27).